App. F. IX-4

1931.
(Muzrai)

File No. 17-31

Serial Nos. 1-13

Previous References

22-1904 Mis 1-14
132-24-1-2

Later References

Muz 108-33-1-2
Muz 1-35-5-7
" 192-36-1-2
Muz 19-37-1-3
Muz 1-36-1-4

General and Revenue Secretariat.

Serial Nos. 13.

Part B for April 33

SUBJECT.

Appeal re the management of Sri Lalda Venkataramana Swami temple Chickpet Bangalore city

To. The Muzrai Commissioner
13
No 1423 of 10-4-33
Intimating that the above appeal has been dismissed

42 Appl 1 of 31-32

App. F. III—2]

General and Revenue Secretariat — File No. 17 of 1931 - 2

Serial No.	
1	Appeal petition dt 13.7.31 from Lala Govinda Das Mount Road Madras appealing against the order of the Muzrai Commissioner dt 5.9.30 in the Matter of the Management of Sri Lalbas Venkataramanaswami temple - Chicacole. Papers rec'd 22 ult. (1) The order of the M.C is dt 5-9-30 (vide R.Dis 50/30-31) - Copy of the order was applied for on 3-9-30 & delivered on 10.9.30. It is over 10 months since the decision was given by the M.C & now the appeal is preferred by the petitioner - It is submitted that the appeal is time-barred. (2) In para 15 of the P.M.D the appellant prays for a Stay order also. (3) Order for costs — In para 5 of the P.M.D the petitioner prays that delay in preferring the appeal may be condoned from ... detailed ...

9-S 9/31 15/7

OFFICE OF THE FIRST LE... 15 JULY 1931 No. 396

(1) AGJ 15.7.31
(1st member)

Vide Regn no VII of 1927. Section 38 (5) - period allowed for filing the appeal.

NOTE—Contn Sheet

WD 02563—G PB—50 000—8 7 30

civil appeal 1 of 31-32

Hwy File No. of 1931-2 | General an Reven Secretariat

15
Law

stamp in preparing copy of the order is 4 days. Excluding these 4 days, the party has delayed for nearly 10 months in preferring the appeal.

The file may kindly be sent to Law Deptt for furnishing information called for in para 5.

Law Deptt) 8) VS 21.7.31

9) Since a provision similar to sec 212 of the Land Revenue Code is not to be found in Reg VII of 1927, it must be held that the delay in filing an appeal under this Regn cannot be condoned under the law. This appears to be a curious result since even under the strict terms of the Limitation Regulation, every Civil Court has powers of admitting appeals filed after the prescribed period, if Sufficient Cause is shown (Vide sec 5 of the Limitation Regn).

10) No real hardship however is likely to arise since the power of revision vested in Govt under sec 39 of Reg VII of 1927 is not confined to non appealable Cases, unlike similar jurisdiction exercised by the Civil Courts under the C P Code, and there is no limit of time prescribed for the exercise by Govt of such powers of revn. In really hard cases, Govt

General and Revenue Secretariat

File No. 17 of 1931 .2

Serial No.

therefore
may treat the appeal filed after the prescribed period, as if it were an application for revision of the orders of the Hon'ble officers concerned —

11) Any relaxation from the time limit of 90 days does not appear necessary. (Hon'ble Mr) 21.7.31
First Member)

Records may be called for and case posted for hearing
21.7.31

13) D/F issued
25 HRC 29

14) Issue
27.7.31

2 No 153 of 29-7-1931 from the Income Commissioner calling for records connected with the appeal petition therein referred to —

3 Petition of 28.7.1931 from Mr L. Gonsalves praying for Stay orders in the matter.

15) Minute of the First Member of Council on the P. R. D.
A Stay order may be issued

NOTE—Contn Sheet.

120 653

Mzg File No. 17 of 193 1 | General and Revenu Secretariat

Dfn filed accordingly

Issue

30.7.31

No 153 dy 30-7-31 to Mr T.S. Ramaswami Iyer Advocate. Bangalore city intimating that a Stay order in the Case has been issued.

Memo No 156 dy 30.7.31 to the Mzg Commissioner forwarding the above for necessary action

Lr. No 137/31-32 dy 6/8/31 from the Mzg Commissioner forwarding records relating to the appeal preferred by Sri Govinda Rao Mohite — Roads Judge about the Management of Sri Venkataramana Swami Temple Chickpet Bangalore City.

Dfn calling for additional information which may be furnished

6/9 — entire Ver. Records

Please See the Mzgai Com order in the case ~~above~~ shows that certain documents were produced ~~before him~~ by the appellant. Please see if the records sent up contain those documents & also whether they contain the information proposed to be called for. It is not likely that there are other records relating to the

General and Revenue Secretariat — Mang File No. 17 of 1931

Serial No.

Case either with the appellant or the Muzrai Dept

ADO 12/1

20) Filed. It would be useful to obtain older records any other subject that may be available in the Taluk

GS 22/1

21) The case worker has not attended to the instruction at A on the last page. It may be done now & the record

ADO 26/1

Rbd.

22) Kind attn is invited to the correct No of papers containing the decision of the Mang Case

(Flag G) The records furnished by the M.C. contain no documents noted (in brackets) in the margin of the preamble of the order regd. to above. Information prepared to be called for from the M.C. is not available in the records furnished.

Flag G.

23) Another copy to the Supdt. Rec. Survey & Settlement is also prepared for orders.

GS NOL Subd for orders if the appellant may also not be asked to produce documents relevant to the Qrs at issue when notice issue. The letter to the Survey Office may or may not be issued

1/2

24) Issue

ADO 9/2

10 FEB. 193_

L. F.

6 No 1117 of 10-2-32 to the Mang Rai Com Records calling for historical Records —

7 No 1118 of 10-2-32 to the Survey Superintendent

NOFL—Contd Sheet

WD 02353—G PB—50 000—8 30

File No. 17 of 193 | General and Revenue Secretariat

Calling for copy of title deed referred to in No 1398 of 26/2/1932 from the Superintendent Revenue Survey and Settlement in Mysore forwarding copy of Inam Register pertaining to the grant of lands Etc to Sri Lal Dass Venkatacharya Swami Temple Chickpet Bangalore City.

2) The receipt of records called for from the R-C's awaited

2b) If returned by the 15th Reminder issued

4/3/32

Sus B. 15/3/32

Reminder issued vide No 1578 of 29.4.32 to the Mysore Commissioner

Letter No C 137/31-328 26.5.32 from the Mysore Commissioner stating that no more records relating to Sri Lal Dass Venkatacharya Swami Temple - Tamukham Palace Bangalore City are reported to be available and

Sus B (22-4-32)

Sus a 28/4 ✓

Serial No.

and that the "Iram" Register of 1890 contains no entries bearing on the subject.

R

They are not given together as stated in the preamble to the decision of the M.C. (page 3 of the Iram).

2) The facts of the case are set forth in the Mng court's decision R Ds 50/30-31 of 5-9-30. The lands in Koorgihalli Jeshoyapatna Hobli are found to have been gifted by one Devendra Das Sait to the Institution (Vide col- 180 of the Iram Register Copy furnished by the Iram sapoh) - The institution is in receipt of a cash grant of Rs 1-7-3. f. m. or 17/7 f.a & not Rs 2-1-3 as stated in the Amildar's report of 6-11-29 - (Page 126 of the Venkatadri Records).

U.

Verified from the cash grant Register

y

3) The Records do not state as to when the temple was built & by whom This is for the appellant to prove by means of records if any with him - Vide ref^ce is invited to para 2 (page 127 of the V. Records). of the Amildar's report of 6/12/29. From which it is seen that the institution is from a very long time named Sri Lalgudi Venkata-ramana Swami temple & has to have been built by the ancestors of the appellant - The latter in view of his application clearly says & shows his connection with Lalgudi either as worshippers or worshippers who purchased the land from the temple - In fact no genealogical tree is given by him.

y

-Contn Sheet.

The records relied on in the appellant to show his rights in the temple are as in the margin

of the M.C's preamble to his decision on the subject (page 3 of the Award) - The extract from the "From" Regr. of 1890-91 (x of the Vernacular Records) shows that the Management of the Institution was vested in one Mr. Krishnadoss of Madras Subject to the Supervision of the Govt. officers - The Statement tendered by the previous Agent of Messrs Krishnadoss in person before the Govt Supdt on 28/1/92 shows that Govts Sowcars Krishnadoss and Balamukunda Doss were incurring a monthly expenditure of Rs 14/- towards the pay of archakas to the Temple - Whether such payment is still continuing or if stopped, since what date, are matters perhaps to be elicited in the enquiry

In para 11 of the P.M.D the appellant states that he intends putting up sheds etc at a cost of over Rs 20000/-, the entire proceeds from sheds by way of rents being used for the upkeep of the temple.

x V.O.L pencil entry

x One Surappa Mudaliar represented his son Narasimha Doss as seen from Records.

T [illegible]

Appl No 1431-32 Mun

regarding Sri Lalloos Vende abandoned [illegible] Temple

General and Revenue Secretariat — File No. — of 1931-2

Serial No.

The value of encroachments of land especially in Chintapet & Dodderi of the City has considerably risen. Before completing the title of the Temple it is respectfully requested that the City may kindly be allowed to ascertain at the time of hearing if he would readily deposit in the Name of the Institution the above said sum in the S.B. to be drawn as the work progresses, the bills being countersigned by the Competent Officers in the interests of the Temple being properly & that all monies of the Temple being accounted for by him.

Receipts & Expenditure (Govt)

33 For orders if the Case may be posted for hearing.

CS Retd 18/6/32

34 See the order of the Hon. Mr. Justice Govindan was perused and the pars heard also. What is stated in para 4 of the petition is found not correct. The Hon. has considered all the points now raised by the petitioner, met them, & passed orders.

35) Orders are solicited about the date of hearing.

29/6/32

Fin Secy)

1st Member)

36) may be included in the list of cases to be heard on

30/6/32

3/7/32

RC JUNE '932 No 8629

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

Mrg appl Nos 1 of 31-32 Re Lr
Venkataramanaswami Temple

Mrg File No. 17 of 193 [.

General and R Secretariat

It is among other cases has been posted for 25th July 1932. Notices to appellant & respondent & his advocate are sent up. As this is purely a question of Management of the Institution, Archak Ramachar cannot be stated the Respondents as the duties of the P.A-D can not be regarded as Respondents in any sense & therefore need for the issue of notices to them is not seen - This is for appl. orders owns —

48 hrs. 6/7

38) Inc — Notice should be sent to Respondents also.

8/7/32

This case was heard on 25th July 1932.

The appellant Mr. Lodd Govinda Dass was present with his lawyer Mr. M.R.Nageswara Iyer: the respondent Archak Ramachar was not present.

The contentions of the appellant were mainly two:-

1) The Land Inam grant to the temple was made by his family and that the institution must therefore be considered as his private property;

and 2) the cash Inam grant was not applied for or accepted by him and that the receipt by the Archak of the temple could not affect his proprietary rights in the institution.

Both these contentions are untenable. The Inam Settlement dated 5th April 1876 makes it absolutely clear that

Serial No.

that the land grant is a Dedavadaya Inam for the benefit of Venkataramanaswami and ~~and~~ Gangadhareswara. The cash Inam of Rs 17-7-6 per annum is for Laldass Venkataramanaswami Temple and the grant appears to be a very ancient one, confirmed on 30th October 1875. The temple is undoubtedly a Muzrai institution under Section 2 of Regulation VII of 1927 and it must, therefore, be amenable to control by the Muzrai Department. The appellant's family does not appear to have taken much interest in the management of the institution, and the use of parts of the temple premises for residential purposes by agents and others, the unsettlement of the pedestal of the idol of Gangadhareswara or Jalakanteswara, and, the absence of arrangements for the worship of this idol for nearly 20 years, are some of the proved instances of mismanagement. The appellant's family has been in charge of the institution for a very long time and its association with the temple might be permitted if it shows more interest in the management than it has done in the past. When the appellant was distinctly given to understand that his proprietary claims could not be entertained and that his association with the institution could only be in the capacity of a manager, he offered to submit a scheme of administration of the affairs of the institution with himself as the manager. This scheme may be awaited.

25/9/32

26/7

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

Mercy File No. 17 of 1931. | General S

Petition of 9.11.32 from the Lord Govindas Vasu & Palace Mount Road Madras requesting that Sri Laldas Venkatramana Swamy Temple Chintadripet Bangalore City may be treated as a private temple & that the Management of the petitioner should continue as before & that no interference on the part of the Mercy Department or any of the local authorities.

It is submitted that what is wanted of him at this stage is to submit a Scheme of administration. He has also been informed only that his proprietary claim could not be entertained (vide last sentence of the minute in para 4 supra).

Let Dft. Calling for the Name as prayed for orders, as he has failed to submit the scheme called for.

24/11

Evidently the petr. still wishes to contend that the temple is a private temple and is not for submitting a scheme of administration of the affairs of the temple as appears to have been before the 1st Member and 1st Members minute dated 29/11/32 for approval.

29/11/32

3768 10/12

9.12.32

9/12/32

12

2nd Mr)

Serial No.	
11	No 922 & 14.12.32 to the Lord Govindas Govind Palace Mount Road Madras enquiring when the scheme of administration referred to therein may be expected.
12	Letter dt 6.2.33 from Mrs L. Govindas, Govind Palace Mount Road Madras submitting a scheme for the improvement of Sri Laldas Temple - Jamkhanapet Bangalore city.

Cross 16/1

4) The applicant proposes to construct a building on the vacant land situated on the Southern and Eastern Side of the Temple subject either to / the following conditions —

(1) More or less a formal Conveyance of 3 or 4 plots of land measuring 60ft x 40ft at Rs 500/- per plot, the Sale amount being invested in the Govt Savings Bank or the Mysore Govt Bonds for the benefit of the Temple

or

(2) a formal Conveyance of the land without Consideration a portion of the realisation from the buildings being used for the benefit of the Instn

(3) a formal assurance that the rule

NOTI—Comm. Sheet

WD 70—GBPM—60,000—13-8-31.

(ee)

Mez File No. 17 of 1931 | General and Secret

Management of the Temple will continue to vest in him & that the Contemplated buildings will be under his absolute ownership & Control with a view to increase & effect such improvements detailed in Para 4 of the P.W.D × Page 3 -

II He proposes to perform the Abisheka Digkaranam of the Siva Deity [It is said that this is a matter to be attended to by him soon after the management of the institution is entrusted to him].

III Power of Supervision over Instn either by himself or by an official to be appointed by him with the following establishment :—

(1) a Manager — Hony or paid —
(2) two Archaks, one for Siva & the other for Vishnu Temples
(3) a Gumasta & Accountant —

the Salaries of the above being fixed by him & same to come. [What this income will be is now uncertain].

IV In Para 80 of the P. W. D Report Says that the Mez' Dept may Supervise whenever necessary the worship and Ceremonies of the Instn [No plan of the intended Structure is produced]. In this connection it is stated That [illegible]

Mee 3 apptt of 31-32 (15

eral and Revenue Secretariat — Mee 3 File No. 17 of 1931 - 2 — [App. F. III—2

Serial No.

5 It is respectfully held that this proposal to raise [illegible] schemes seems to add to the [illegible] of the Institutions & the acceptance & the formal conveyance of the vacant lands as suggested in paras 2+3 of the P.W.D & his idea of having the constructed buildings under his ownership are inadmissible — (vide para 4 of the P.W.D)

Submitted for orders —

G.V. Rao 17/2

Returned with reference to Finl & Secrets Members' minutes at paras 41 & 47 supra. The so called Scheme which the appellant has drawn up (Vide Para) is no Scheme at all in as much as nothing definite is stated as regards the Committee of Management and the exact amount that is going to be invested and income realised. It looks as though the appellant wishes to be the sole master and para 8 of the letter reads as if Govt is allowed to supervise as a matter of grace. Further why he wants the land to be conveyed to him formally as stated in paras 2 & 3 of the letter is evidently to claim it as his own personal property in which Govt can in no case interfere. Such a Scheme cannot perhaps be accepted for a moment.

17/2/32

5876

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

Fin. Secy) (Mr. Mee) 8/2/32 8/2/32

853

File No. 17 of 193 | « | General and Secr.

5-b) He still reserves his proprietary rights in the temple and its properties and says that the buildings he proposes to construct should "be absolutely under his ownership and control." He does not say how he would improve the income of the institution. I was under the impression that he would offer to make an endowment for increasing the income of the Temple and for its better maintenance in the future. He refers to some establishment to be employed for the care of the temple and all he says as to how the cost of this establishment is to be met that "the salaries of these persons will have to be fixed from the income". These proposals are unacceptable. In the circs the appeal may be rejected and an order accordingly may be issued.

Madras
11/3/37

12/3/37

DJ
20/3

Named May I sign — Hon'ble gentleman thanks that he pass this in absentia — No use in delaying the case pure

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

982

20 MAR. 1933

M. 192

0 HF MADRAS 0 20 68

DEVAN BAHADUR KRISHNARAO FIRST MEMBER ATTARACUTTCHERI

BANGALORE

OWING SEVERE DIARROHEA UNABLE VISITING BANGALORE REQUEST KINDLY MAINTAIN MY PRSTIGE AS DONOR ASSOCIATED WITH ANCESTOR LALDAS VENKATRAMANASWAMI MORE THAN ONE AND HALF CENTURIES WHICH YOUR GOOD SELF KINDLY RECOGNISED PRAY FAVOURABLE ORDER ASSURING INVESTMENT TAKING YOUR ADVISE KINDLY DEFER ORDERS WILL MEET SUMMER COMING BANGALORE AFTER REGAINING HEALTH THANKING ANTICIPATION KINDLY LET ME PROCEED WITH ASHTADIGBANDANAM WIRE

Placed in connected file

LODGOVINDAS MS 8/52 20

This form must accompany any enquiry respecting this telegram.

MGIPAh.—439—27-9-32—7,000.

il and Revenue
Secretariat

File No. of 193

Serial No.

? Placed in the connected file

G.V. 20/3

Put up fair draft as revised

21/3

Fair draft needed

G.V. 21/3

For approval

22/3/33

Fair Secy

18/3/33

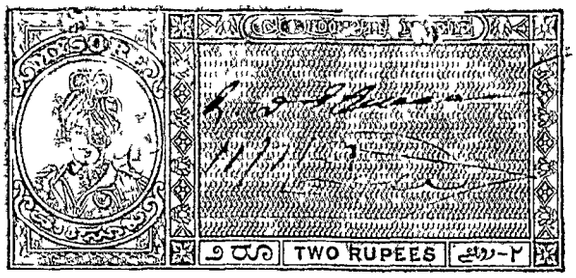
OFFICE OF THE FIRST MEMBER BOARD OF REVENUE
24 MAR. 1933
No. 6226

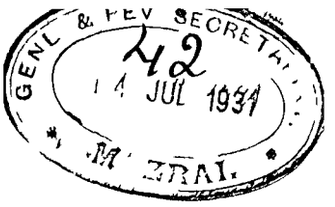
5/4/33

5/4

NOTE—Contn Sheet.

WD 70—GBPM—60,000—13-8-31





BEFORE THE GOVERNMENT OF MYSORE, BANGALORE.

Muzrai Appeal No. of 31-32.

Presented by the Appellant's Advocate

APPELLANT:-- --(Vs.)-- RESPONDENTS:-

Mr. Lodd Govinda Das, Mount Road, Madras.

Archak Ramachar, and others.

****

Appeal against the Order of the Muzrai Commissioner in Muzrai Case No.2209 of 1928-29 in connection with the management of Sri Laldas Venkataramanaswami Temple, Bangalore City.

--oOo--

The Appellant begs to submit as follows:--

1. The Temple of Sri Venkataramanaswami in Jamkhanpet, Bangalore City, belongs to the family of the Appellant, and it is his ancestors that built the Temple and made a lot of Endowments for the maintenance and upkeep of the same.

2. The said Institution has been in possession and enjoyment of his family for generations

5. Since the Appellant was away - in Bombay for some months and was ~~after~~ attacked with Phleus and since, after going to Bangalore, he could not move out of his house on account of the Eye trouble for which he was being - treated by the Doctor here, preparatory to an Operation, the Appellant could not file his Appeal earlier before this Hon'ble Court and he, therefore, prays that any delay in filing the Appeal may kindly be condoned and the Appeal heard on merits.

6. The Muzrai Commissioner has, without adequate grounds, disbelieved the Endorsement of 1896 produced by the Appellant, basing his conclusion mainly on an Extract from the from Register which could not possibly give the details of the Endorsement, and has likewise disbelieved the proceedings of 1896 without - trying to get at those records from the Muzrai Department. The Lower Officers have purposely withheld those records with the object of depriving the Appellant of his right to manage the Institution. An opportunity might now be given to the Appellant to have those records summoned for the perusal of the Hon'ble Court. It is too much to suppose that t h e Appellant, for the sake of this trifling matter, went about getting documents and produce them before Court.

7. T h e

7. The Muzrai Commissioner has erred in placing more reliance on the reports of the Lower Officers than on the Statements of the Appellant who is a man of status and respectability.

8. As the Appellant does not claim to have any profit for himself out of the Institution, it does not certainly stand to reason that he should be supposed to have got up Documents for this case.

9. The Institution is treated to be a Muzrai Institution because of some small money grant which has been given to the Archak for some years. This has been paid to him without the knowledge or consent of the Appellant's family and, merely because the Archak tried to get some profit for himself throwing his master overboard, that would not take away from the Appellant or his family the rights they would otherwise possess. The Muzrai Department has, therefore, no right to interfere with his right of management. Further, this amount is paid only to the Archak of the Venkataramanaswamy Temple and not to the Easwara Temple which stands by itself in the premises. In any event, the Muzrai Commissioner would not be entitled to have any control over the Easwara Temple and such portion of the premises

premises as belong to it.

10. The Appellant understands that, in a similar case connected with the Baneswara Temple, the right of the private parties to manage the Institution has been upheld by Government. He, therefore, submits respectfully that the present case may also be governed by the same principle.

11. The Appellant prepared Plans and obtained a License from the Municipality for constructing Shops and Houses in the vast area at a cost of over Rs.20,000/-, the entire proceeds of which would be applied by him for the maintenance and upkeep of the Institution. If his right is taken away,there would be no advantage or reason for his taking so much of interest in the Institution - and make such heavy investments. The Appellant, who has been managing the Temple of his family known as Laldas Venkataramanaswamy Temple by paying salaries to the Archakas and gardeners for the past one half of a century, and who is recognised as the owner thereof,- should be left alone to himself to do the needful in the interest of the Temple, must be allowed to use his own discretion as has been going on for the last some generations without any interference on the part of the Muzrai Department who can as well stop away its scanty payment of Rs.1-7-0 (Rupee One and Annas Seven

only

only) which the Appellant understands is paid to one Archak on his own application without the knowledge and consent of the Appellant. The Appellant presumes that the Archak has, purposely, with a view to defeat the claims - of the Appellant, ~~has~~ mischievously applied for getting the nominal income of Rs.1-7-0 - and with a view to give the Institution a - colour to be brought under Muzrai Department with an ill-advised Plan of throwing over-board the ownership of his master out of malice by exercising all his rights as hitherto fore.

12. The Appellant has several Documents to prove his management and ownership of the above Family Temple, and they will be filed when required. Appellant's ancestors always had allowed his Agents to live in the house of the Temple Compound to supervise - the work. It is surprising to see the Muzrai Department now making a statement though they know fully well the facts and records - all along.

13. The Muzrai Commissioner erred in opining that there has been mismanagement of the Institution because one Mr. Narasimha - Murthy is residing in a small room in one corner of the Compound. He has been working as Honorary Agent under the Appellant. It was

absolutely

absolutely necessary for the Appellant to have some agent--the Appellant who lives in Madras, who is a very busy person of status and position, to have an Agent here to supervise the Institution, and it was but necessary to have him on the premises so as to have an effective supervision, payment of salaries to the Staff, etc. Even if he is removed, the Appellant must have an Agent to supervise and safeguard the Premises. This does not mean any mismanagement of the Institution and any other act of mismanagement is alleged or proved. The Appellant, ~~who~~ wanted to have the necessary ceremonies, such as Ashta Bandhana, ~~that~~ but on account of the interference of the Local Officers the matter had to be put off. The invitation cards were also printed in this connection. The Inams in question were the original Inams and they are gifted to the Temple. And any entries made in the Inam Settlement without the knowledge of the Appellant's ancestors cannot be of any avail to anybody. It is not clear under what provision of law the Muzrai Commissioner has passed his order inasmuch as no alienation of the Temple property has been made, nor has there been a long lease of those properties. The Muzrai Commissioner had, therefore, no right to interfere in the matter, and his Order is illegal and inequitable.

13. In any event, the order passed without proper enquiry and without hearing the Appellant, is liable to be set aside and the Appellant, therefore, prays that this Hon'ble Court may be pleased to set aside the Order of the Muzrai Commissioner and confirm the right of the Appellant to manage the Institution. The Appellant - regrets that, after Muzrai Commissioner - gave this assurance personally not to interfere with the affairs of the Appellant's family Temple, the Appellant got the Plans prepared for constructing the building; a - copy of the Plan is herein enclosed for the perusal of this Hon'ble Court.

14. Under these circumstances, it is only just and proper that this Hon'ble - Court should be pleased to set aside the Muzrai Commissioner's Order and declare the rights of the management and ownership of the said Laldas Venkataramanaswamy Temple which is entirely a private institution intended for the welfare of the family.

15. THE APPELLANT PRAYS FOR THE ISSUE OF A STAY ORDER, pending the final - disposal of this Appeal, STAYING ALL FURTHER ACTION BY THE LOWER OFFICERS IN THE MATTER.

Bangalore,
Dated 9-7-1931.

L. Govindas
Appellant.

Adv. for Appellant.

I, the Appellant abovenamed, do

do hereby solemnly affirm and declare that what is stated above is true to the best - of my knowledge, information and belief, - and make this Declaration at Bangalore City on this 9th day of July 1931.

T S Ramaswamy Iyer
adv for appellant
13/7/31

L Govindas

Appellant.

ಎಂಟು EIGHT ANNAS ೮-೮ ಎಂಟು EIGHT ANNAS ೮-೮

In the Court of the Muzrai Commissioner in Mysore

Muzrai C.No. 2209 of 1928-29.

Subject-

Management of the Sri Laldoss Venkataramanaswami's temple near Jankhanpet, Bangalore City.

Petitioner Mr. Lodd Govindas

Opponents. Archak Ramachar and others devotees.

Facts of the case

The temple of Sri Venkataramana-swami in Jankhanpet, Bangalore City is a Muzrai institution having been endowed with a ready money inam of Rs 17-7-0 per annum under the authority of Title-deed No. 5 dt. 1st January 1876 and the marginally noted inam lands at Kodagihalli in the Bangalore Taluk

132	2-28	5-8-0
129	2-16	5-8-0
215	0-5	0-4-0

In June 1929 Mr. Lodd Govindas, Zamindar, Madras [illegible]

that the temple referred to above was his family institution and that the property which has been in possession and enjoyment of his family for some generations past was his absolute private property and requested that he may be declared as sole manager of the institution with absolute right to manage the temple.

In support of his contention the petitioner submitted (i) that when a dispute arose in 1891 between the then agent Bhavan Sahuji and the proprietor about the ownership and management of the temple, it was decided by Government in favor of the latter

(ii) that the idea of locating a Government Patasala within the precincts of the temple had to be abandoned, as the then Proprietor declined to give his consent.

(iii) that in connection with a Civil suit that arose between the Sowcar and Agent in respect of a ownership of a house in Chikpet Bangalore City, Government declared that the temple was a private institution.

(iv) that the City Municipality instead of awarding a cash compensation to the Sowcar for a

COMMISSIONER OF THE SUP... BANGALORE. 30 10 SEP. OFFICE OF THE ... IN MYSUR

portion of the garden land acquired by them got constructed the compound wall of the garden and also presented the marginally noted references.

(1) Copy of endorsement dated 23-8-90 granted by the taluk office to Mr. Krishna dass.
(2) Copy of endorsement dated 16-3-92 to Mr. Swappa, Agent.
(3) Report dated 24-5-92 of Mr. Swappa.
(4) Endorsement dated 15-4-93 granted by the President, Bangalore City Municipality
(5) Srimukha dated 17-4-93 from the Sri Sringeri Swamigalu.
(6) Bond executed by the gardener Lakshmiah in favor of Mr. Swappa

The Deputy Commissioner of the Bangalore district to whom the matter was referred for enquiry and report stated that Mr. Govindass could produce no written or documentary evidence in support of the claims that he has advanced about the ownership of the temple, that the few papers which he produced only prove that though his fore-fathers might have built the temple, they never exercised any ownership, but were only Vakivatdars of the institution and that in view of the fact that the temple is a Dharmic institution in the enjoyment of cash and land endowments and its management was vested in the family of Mr. Govindass, he may be appointed as Vakivatdar reserving to Government the powers to interfere

SEP 19 ... BANG

affairs, whenever it to Govt
that the management was not
satisfactory and subject also to the
condition that Mr. Govindoss should
make immediate arrangements for
the supply of urgent requirements
of the institution as its affairs were
not at present quite satisfactory.

Order R. Dis 50/30-31 dated
5-9-30.

The records and the evidence
tendered by Mr. Lodd Govindoss were
perused. Mr. Govindoss was also heard.
The copy of the endorsement of August
1890 produced by Mr. L. Govindoss
does not appear to be a true copy in
view of the "Jamabandi" register extract
of the Taluk office which clearly
shows that the management was
vested in the Lala family subject
to the supervision of Government
in the Muzrai Department. Absolute
right of ownership over the temples
and their properties have not been
conceded to the Lala family. The
name of the temples however, im-
plies that they were probably con-
structed by the ancestors of the
Lala family. Their management
was also in the family. But the en-
dowment of a cash grant and

MADRAS HINDU RELIGIOUS ENDOWMENTS COMMISSION
SEP. 1930

inam lands shows that it is a Muzrai institution and no private person including the builder of the temples can claim private rights over it. so long as the person who built the temples and his family manage their affair properly, they may claim to be continued as Managers thereof subject to the control of Government in the Muzrai department.

Mr. Lodd Govindoss mentions of an order of 1896 wherein he alleges it is said that as the temple and its belongings are private property of the Lalaji, he should himself institute a suit for recovering the possession of some house and that Government would not take steps to restore it to him as manager of the temple. The petitioner did not produce this order and such an order is not traceable in the taluk office However in view of the extract of August 1890 it cannot be believed that such an order could exist especially when the temple is endowed with inam lands by Government. The Contention

dalaji that he has got exclusive per
pretuary right over the temples and
their appurtenances and that he
should be declared as such is there
fore untenable and cannot be ac
cepted.

As regards the management
of the institution, it is clear from
the records that in 1916 it came to
light that Narasimha Bharti son
of the former agent of Dalaji conti-
nued to live in the temple, thereby
attracting its sanctity and render
ing the premises dirty. This came to
the notice of the local Huzur officers
and in 1923 an order was issued
to evict him from the premises. But
this was evaded and the records
dragged on till 1926 when Nara-
simha Bharti secured an order from
Dalaji appointing him as Manager
and permitting him to live in the
premises paying a rent of Rs 12/-
a year which constituted his
remuneration for the managership
This agreement evidently appears
to have been made with a view to
get over the order of eviction and
certainly against the interests

of the institution.

It is also seen from the records that the Iswara shrine in the temple is in a neglected condition for over 10 years, the platform of the Linga has been disturbed and the idol of S Chandikeswara is unseated. There has been no worship for over 10 years

It is thus clear that mr. Ladd Govindoss has not been looking after the affairs of the institution properly though it might have been built by his ancestors as the name seems to indicate. M.r. L. Govindoss will, however, be permitted to continue as Manage -ship of the institution provided he executes a Muchalika agree- ing to the following conditions

(i) That neither he nor his re presentatives in interest will ad- vance any claim to absolute owner -ship over the temples and their properties.

(ii) That he undertakes to clear the buildings belonging to the temple of their inmates and retain them for the benefit of the Temple.

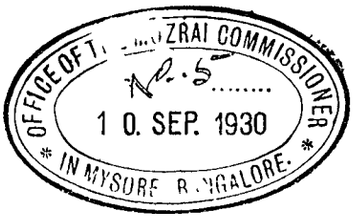
ashtabandana ceremonies of Sala Ramkeswara in the temple

+ (4) That he arranges for constructing shalls in the vacant sites attached to the temple with a view to improve the resources of the institution.

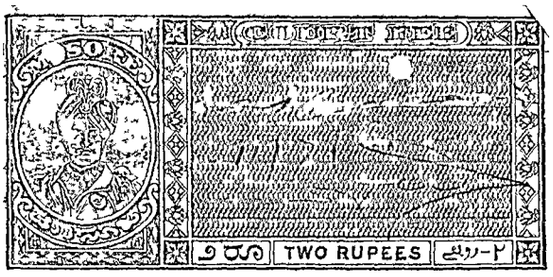
In the event of Mr Lodd Govindoss not agreeing to the above conditions the temple together with its endowments may be taken over under the direct management of Government and action taken to improve its working by fixing a reasonable scale of income + expenditure appointing Dharmadarsis &c

Sd/ P. G. D'Souza
Mysore Commissioner

Copy applied for by M. Narasimhamurty on 3.9.30
Copy ready on 9.9.30
" delivered on 10-9-30
No. of words 1230
Copying fee 1-10-0
Comparing fee 0-4-4
Total 1-14-4
Copied by S Jagannadhao
Compared by Mancharamamial " Copy



Sri Lakshminarayanarao
Manager
Mys. Com's Office



In the Court of the

Before the Government of Mysore.

Muz. Appeal **Case No.** **of 192 —192 .**

Appellant Plaintiff		*Respondent Defendant.*
Mr. Lodd Govindas	**Vs.**	Archik Ramachar and others.

1. The appellant above named do, by these presents, retain Mr. T. S. Ramaswami Iyer B.A.B.L. Advocate, to appear and conduct the above case on my behalf to judgement.

2. The Appellant further empower him to do all necessary acts in the above case, to execute any decree or order that may be passed in ..... behalf, and to receive from the Court all documents, refunds and all sums of money that I may be entitled to get and grant receipts therefor.

3. I also undertake to confirm and ratify all the acts done by the said Advocate (or by any other Advocate on his behalf in so doing)

L Govindas

7—7—1931

BANGALORE.

Personally known to me and signed in my presence—ACCEPTED.

T S R

T S Ramaswami Iyer
Advocate for Appt
13/7/31

Advocate for.....

Sold by B. Narasimha Iyengar, Proprietor, Vidyasagar Depot, Chickpet, Bangalore City.

38

App F G 91

GOVT. OF H. H. THE MAHARAJA
OF MYSORE.

GEN. & REV. SECRETARIAT.

453 Rec'd 17-31-2

OFFICIAL MEMORANDUM.

No.. 29-7-31

The accompanying Petition Registered

No 17-31-32 dated 13-7-31

received at the General and Revenue

Secretariat from M. L. Govindas

Mount Road Madras

appealing against the

orders of the M.C.

No L. Dis 50/30-31

& 5-9-30 in the matter

of the management of

the Sri Lal das

Venkataramanaswami

Temple Bangalore &c

is forwarded, together with its enclosures

to the M.C.

for the entire

records connected to

the appeal.

By Order,

27.7.31

Secretary.

BANGALORE,

25/7/1931

[P. T. O

WD 0562—GPB—2,250—2-8 27

ಅಪೀದಾರ್..... .....ತಾಲ್ಲೂಕ್ದ

.....ಪೋಲಿಸ್

.. ..ಗ್ರಾಮದಲ್ಲಿರುವ

.....ಗೆ

ಇನ್‌ಜಾರ್ಸ್ ಹುಕ್ಕುಂ.

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ನಿಮಗೆ ಇದರಲ್ಲಿ ನೀವು ಗುಜರಾಯಿಸಿಕೊಂಡ..... .. ..

ಮರುಟ್ಟಿನ ಅರ್ಜಿಯನ್ನ..... .....ಇಗ್ಗೆ

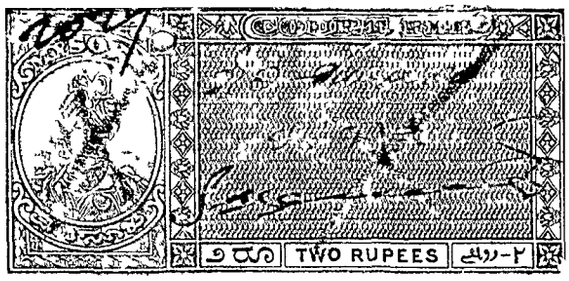
....

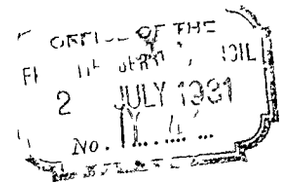
....ರವರ ಬಳಿಗೆ ಕಳುಹಿಸಿದ

ಬೆಂಗಳೂರು

By Order.

Secretary.





1743-31-3

Before the Government of Mysore, Bangalore.

Application of Mr. Lodd Govinda Das, Sowcar, Madras.

The appellant begs to submit as follows:-

Against the order of the Muzrai Commissioner in connection with the Temple of Sree Laldas Venkataramanaswami, Bangalore City, the appellant filed a Muzrai appeal before this Honourable court which is pending disposal. In the meantime, the Local Officers are trying to take possession of the Temple and all the buildings therein, and have been repeatedly putting pressure on their Agent Mr. Narasimha Murty to vacate a small room which is occupied by him in a corner of the compound for the purposes of having effective supervision for the management of the Temple. As this would prejudice the appellant considerably and expose him to much worry and loss, he respectfully prays that further proceedings may kindly be directed to be stayed, pending disposal of the above appeal.-

T.R. Ramaswamiah
Advocate for appt

L. Govindas
28/7/31

Bangalore,
28th July 31.

Appellant.

40

155

Muz 17-37-4 & 30-7-31

T.S.Ramaswami Iyer, Esq.,

Advocate, Bangalore City.

With reference to petition dated 28th July 1931 filed by you on behalf of Mr.L.Govindas ,Sowcar,Madras, I am directed to state that the Muzrai Commissioner has been -- requested this day separately to stay the execution of order passed by him in respect of the Sri Laldas Venkataramanaswami temple-Chickpet,Bangalore City.

I have the honour to be,
Sir,
Your most obedient servant,

Sd.B.Srinivasa Iyengar.
Financial Secretary to Government.

Memo No. 156. Dated,Bangalore, the 30th July 1931.

Copy of the above is forwarded with compliments to the Muzrai Commissioner in Mysore in continuation of this office Memo No.153 dated 29th July 1931 with a request to stay the orders passed by him pending disposal of the case by - Government.

By order,

For Financial Secretary to Government.

MK.3

Appendix F G—1

SUBJECT..... 41

.....

.....

Diary No. of letter replied to 123

General and Reyenue Secretariat
( )
the *193*

Date of issue 30/7/13

Signed by Mr V. S. Sastri

List of enclosures.....

Copied by.....

Examined by.....

Section Mu3
File No. 17-31
Serial No. 4
No. 155

To

T. S. Ramaswamier
Dyer Esq —
Advocate.
Bangalore City

Sir,

With ref^ce to ~~his~~ her^s of 28/7/31 filed by you on behalf of Mrs L. Govindas Sowcar Madras ~~proceed to~~ I am directed to state that the M.C. has been ~~settled~~ this day separately to stay ~~proceedings~~ pursued by him in respect

[over

Re the Sri. Lakshmi Venkataramana
Swami Temple - Chickpet
Bangalore City

Name etc

(42

30.7.31
For perusal

H Deputy

Memo no 156 dt 30-7-31 in continuation
copy of memo
of this office letter no 153 dt 29.7.31
wherein a request to stay
the orders passed by him
pending disposal of the
case by Government -
~~Appeal preferred by Mr.~~
~~L Govindaraju~~

B-O

30.7.31
For perusal

H Deputy

AS
29/7

M. C. 13]

Mu3 17-31-

No. 137/31-32

On file

GENL & FEV SEC 653. 17 DEC 1931

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Dated, Bangalore, 15th December 1931

16.

FROM

S. HIRIANNAIYA, ESQ,. M.A., B.L.,
Muzrai Commissioner in Mysore.

To

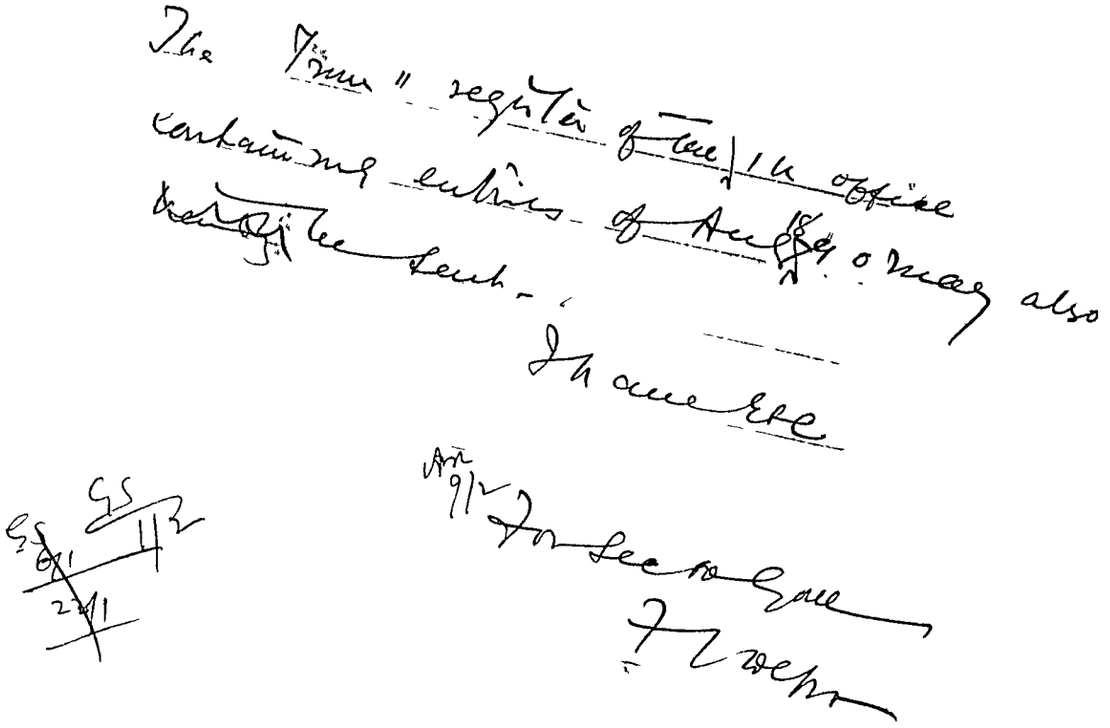
[illegible]
Secretary to the Government of His Highness
the Maharaja of Mysore
Department.

SIR,

[illegible] July 1931, [illegible]

R. [illegible] 1050.

[illegible]



Appendix F G—1]

SUBJECT .....

.....

.....

Section May 3

File No. 17 - 31

Serial No. 7

Diary No. of letter replied to .....

No 1118

To

The Survey Supdt (Inam Estt)

Sir,

I am directed to request you to see as forward to regd copy of Title deed No 3 of 1876 sanctioning the grant of a ready money Inam of Rs 171) h. a and also extract of register granting certain Inam lands in Kodagihalli Bangalore ETK to Sri Venkata-ramanaswamy temple. Chickpet Bangalore.

I am etc

9/1 Forward to you. I keep

General and Revenue Secretariat

( )

the *193*

Date of issue 10/1/32

Signed by H. A. Subba Rao

List of enclosures .....

Copied by .....

Examined by .....

9/1/1932

No. 139 — Fine 2

Mys 17-31-8

OFFICE OF THE SUPERINTENDENT,
MYSORE REVENUE SURVEY,

REV. SECRETARIAT 956 47

Dated, Bangalore, 24-2-1932.

FROM

S.P. Rajagopalachari,Esq.,B.A.,B.L.,
~~XXSRINIVASAXIYENGARXXESQXXXX~~
Superintendent, Revenue Survey and Settlements in Mysore.

26 FEB 1932

To

Rajasevaparayana
B.Srinivasa Iyengar,Esq.,B.A.,B.L.,
Financial Secretary to the Government of
His Highness the Maharaja of Mysore,Bangalore.

SIR,

As desired in your letter No. 1118/Muz.17-31 dated 10th February 1932, I have the honor to forward herewith a copy of the Inam register pertaining to the grant of lands at Kodagihalli and also ~~the~~ a copy of the Ready money Register of Rs.17-7(per annum to Laldoss Venkataramanaswami Temple at Bangalore.

I have the honor to be

Sir,

Your most obedient servant,

S Rajagopalachari

Superintendent.

BKK.

Register Sheet No. 258

Taluk..... Bangalore .....

Hobli.. Ready money grants

Village.. in the Bangalore Taluk

in the Village of Bangalore in the

When, and by whom, and to whom granted	Name of the party registered in the Standard Muzrai or other recognized accounts
5	6
unknown.	Huzoor Lavanyama patt. 1828 Laldas Venkataramanaswamy P. V. 6-0-0 a year Taluk Pryasadati 1861. Same Rs: 17-7-3.

Taluk of Bangalore in the District

DESCRIPTIVE ROLL OF THE PRESENT RECIPIENT

Name, place of residence, and age	Cast or tribe. height and complexion	Indelible marks tending to the identification of the Inamdar
7	8	9
Bangalore near Jamkhan-pate.		
Laldos Venkataramanaswami Khanacers protem		

of Bangalore of the Nandidurg Division

Relationship to the grantee or the registered holder	Particulars of the heirs of the party in col.7	PARTICULARS OF THE COMMUTED LAND			
		Village and taluk	Description and No.	Extent	Assessment
10	11	12	13	14	15

Register Sheet No. 29

Taluk - Bangalore.

Hobli - Agesandrapura

Village - Kodagihalli.

Register of Inams in the village of Kadagikalli

CLASS, EXTENT AND [illegible]

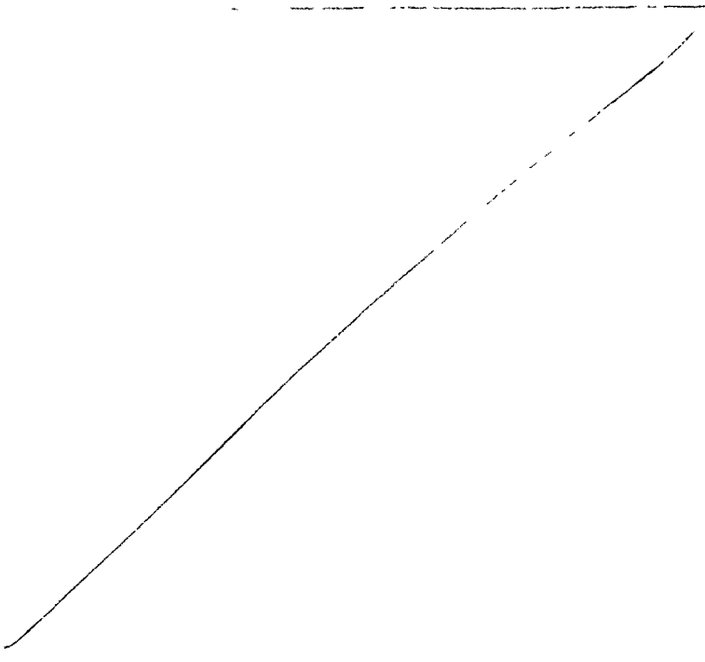
Number of case or entire holding under one grant in this village	General class to which the Inam belongs	Survey No. and name of field or fields comprised in the grant. Dry, wet or garden	Extent	
			Local measure. Even where the local measure is in acres, guntas, and annas, it is to be entered in this column	Measure in acres and their fractions in decimals
1	2	3	4	5
4	Devadaya	Survey Nos. 118 115	Asker Hussain Jan 1911 Rs 9 Dry 0-4-3 1/4 Wet 0-2-10 0-6-13 1/4	

Jammat of Jesavarkhaw in the Taluk of

		DESCRIPTION, TENURE AND	
Old assessment	Survey assessment	Description of Inam If for service, it is to be stated whether the service is continued. If for tanks, buildings, etc, whether they are efficiently kept up Hereditary or for life	Whether free of tax, etc, or liable to quit-rent, rent, cesses, etc, amount of latter to be entered
Where no survey has been made and no assessment fixed by Government, the cess paid by the raiyats to the Inamdar, or the average assessment of similar Government land, should be entered in column 7			
6	7	8	9
As per Huzur Jami acct 1808 P Z U R A P 0-7-8 = 2-2-11 0-3-0 = 0-14-0 1-0-8 = 3-0-11	—	—	Free.

DOCUMENT IN SUPPORT OF THE IN

By whom granted and in what year	Written instruments in support of the claim, original sannad, all miscellaneous documents, and other proofs of long possession. In this column it should be stated whether the Inam is held with or without grant, whether the grant is produced or lost, etc., and the general specification o terms of all documents produced should be given.
10	11



NAME AND RELATIONSHIP OF ORIGINAL GRANTEE AND		
Name of original grantee	Name entered in the register prepared by Poorniah up to 1810	Name entered in the accounts subsequent to 1810
12	13	14
	[illegible]	[illegible]

of the

OF SUBSEQUENT AND PRESENT HOLDERS

Particulars regarding present owner. If the inam has been subdivided, the name, etc., of each sharer should be entered in the columns

Residence, name and age, etc.	Relation to original grantee or subsequent registered holders	Surviving heirs of the present incumbent	If unconnected with the original holders, possession how obtained, and in what year
15	16	17	18
Bangalore 1. [illegible] Narayana Swamy 2. [illegible]			[illegible]

Division

LENGTH OF POSSESSION

Abstract of the orders already issued by the Commissioner or the Superintendent of the Division on lapses regarding validity or excess of the Inam Assistant's opinion and recommendation	Review by the Special Assistant and confirmation by the Inam Commissioner
19	20
A. Adhi Vare 1. Valid under Rule 1, Grant as in Col 20. 2. The mortgage is stated to be more than 30 years old. There is no record but the payment of the temple is borne out by documents accepted in Inam Register Para 16 - Clause i - Evidence was also taken and considered as required thereby. The enjoyment of the Inam is stated as first two, the Grant was to Vaisnavas but later than were as Saivas - that the conditions are the same - Clause. Do the enjoyment [illegible] were Vaisnavas?	

Review by the Special Assistant and Confirmation by the Dam Commissioner

---

Do

---

1. Adi and 1 Dakali Personal now Dewa Jani

2. A Confirmed on ½ quit rent 8 annas.

(Sd) R. A. Cole
Supdt of Dam Settlements

8.4.76

Details of Grant.

Village	Des. Extent	Extent	Assessment	Jani or not	Inclusion	Quit rent	R.S No.
1. Kodagihalli	Dry	0-4-3¼	2-2-11			0-8-0	24
	Wet	0-2-10	0-14-0				
2. Jakkasandra	Dry	0-6-13¼	3-0-11			0-4-0	246
		0-3-33¼	1-2-8				
		0-6-1	4-3-7	Jani			

"Copy"

T. Nanjundappa
for Satyanarayana

23/2/82

M. C. 18]

No. C.137/31-32

SECRETARIAT
1409
8 MAY 1932
MUZRAI. M

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Dated, Bangalore, 26th May 1932.

S. HIRIANNAIYA, ESQ,. M.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore.
Financial *Department.*

SIR,

With reference to your letter No.1117/Muz.17-31 dated 10th February 1932 enquiring if there are additional records relating to Sri Laldas Venkataramanaswami temple at Chikpet, Bangalore etc., I have the honor to state that it is reported that no more records -- relating to the subject are available and that the 'From' register of 1890 contains no entries pertaining to the subject.

A copy of the Deputy Commissioner's letter No.C3-691/31-32 dated 13th May 1932 is herewith enclosed for kind perusal.

I have the honor to be,

Sir,

Your most obedient servant,

Asst. Commr. 26/5

For Muzrai Commissioner.

(absent from station)

Letter No.C3-691/31-32 dated 13th May 1932 from the Deputy -- Commissioner Bangalore District to the Muzrai Commissioner in Mysore.

With reference to your memo No.137/31-32 dated 17th February -- 1932, forwarding copy of letter No.1117/Muz.17-31 dated 10th February 1932 from the Financial Secretary to Government to your address, ---- enquiring whether there are any additional records available indicating when the temple of Sri Venkataramanaswami in Chickpet, Bangalore City was constructed by the forefathers of Mr. Lodd Govindass and also -- calling for the 'From' register of the Bangalore Taluk containing -- entries of August 1890, I have the honor to state that the Amildar, Bangalore City taluk reports that there are no more records relating to the subject and that the 'From' register of August 1890 contains no entries pertaining to the subject. The Amildar's report is submitted herewith for your reference.

"C o p y"

Naraneeke

For Muzrai Commissioner.

MUZRAI.

Madras, 9 November 1932.

From,

M.R.Ry., Lodd Govindas Varu,
"Govind Palace,"
Mount Road,
Madras.

15-11-32
11.20

To,

The Honourable
Mr.C.Krishna Rao Garu,
Member - in Council,
Government of Mysore,
BANGALORE CITY.

FINA
16 NOV
No.

The Petition of M.R.Ry., Dewan Lodd Govindas Varu, Zamindar, "Govind Palace," Mount Road P.O. Madras respectfully sheweth:

The lands endowed to the temple of Laldas Venkatramanaswamy by the ancestors of the -- Petitioner Mr.Lodd Govindas do not come under -- the category of Devadayam as it is clear that -- Devadayam means lands granted by the Government itself. Such lands alone are called Devadayam. The Petitioner brings to the notice of the -- Government that there is not any instance to -- show that the endowments made by the private -- parties are called as Devadayam. In this case it is clear from the statement given by Mr.Damodar-das in the Inam records that these are not Devadayam. It should be noted that the quit rents on these lands are being paid from time to time. The Devadayam lands are never taxable as indicated in the Mysore Muzrai Manual, Chapter VII, page 48. Hence it cannot be considered as endowment made

made by the Government as represented by the -- Muzrai department. Such being the case the -- Government should be pleased to hold that the view taken by the Muzrai department is incorrect and contrary to Law and practice.

The cash grant which is said to be paying to the Archaka of only to one Deity, ignoring the case of an other Deity in one and the same -- temple without the knowledge or consent of the Petitioner's family is sufficient to prove how one interested party has been able to manipulate such a thing for his individual benefit without any benefit to the Deity and the members of the fami, of the Petitioner cannot be responsible for such a selfish conduct on the part of the Archaka. The Petitioner begs to state that he cannot be responsible for such an act done behind the back of the Petitioner. The Muzrai department failed to show any receipts or acknowledgments given by the Petitioner's family for having received any such amount. As there are two apartments in one and the same temple and because only one Deity Archaka having been shown as having received some small cash of Rs. 1/7/- without the knowledge or consent of the Petitioner's family residing at Madras cannot be a sufficient reason for the temple to be treated as coming under the rules of Muzrai department especially in view of the fact that the petitioner's family has been paying large sums to the Archakas and the Gardner their salaries from their funds for the past one and a half centuries and more.

Under these circumstances it is not -- proper that this private temple should be called

called as a Muzrai institution. The Petitioner thanks the Government for acknowledging the -- fact that this institution known as Laldas -- temple has been under the sole management of the Petitioner's family for the past one and a half centuries.

If the Government of Mysore will not disturb the possession and management of the temple solely vested with the petitioner as -- hitherto before including appointing archakas, gardners, dismissing servants and managing all the affairs of the temple etc. he is willing to make necessary arrangements to improve the -- temple. But the Government of Mysore may have a general supervision about cleanliness and daily Pooja of the temple.

It may be noted that unless the full discretion is continued to be invested with the petitioner, it will be impossible to invest his money, in the affairs of the temple improvement especially when some irresponsible persons and petty servants like Archaka come forward and -- create troubles by making any misrepresentation as they like as has been attempted to thwart the management of the petitioner out of sheer ill-will. The petitioner feels himself dissatisfied that while in the year 1929 no mane necessary - arrangements with heavy expenditure to perform the Ashtadigbandanam of Siva ~~Sivaxx~~ ~~xxxxxx~~ it was put a stop to by the local authorities of the Muzrai department at the instigation of mischief makers out of jealousy. The printed card of invitation is also hereto enclosed for perusal.

The Petitioner is very thankful to the Government for their having recognised the -- Association of the petitioner's family with the temple and its management by the members of the Petitioner's family for the past some generations.

The petitioner once again prays that if the sole management is continued without the -- disturbance of the Local Authorities, he is -- ready to do necessary arrangements to improve the temple at an early date.

Under these circumstances it is prayed that in the interests of Justice it is necessary that the Government should be pleased to hold that the temple is a private temple and that the management of the petitioner should continue as before without any interference on the part of the Muzrai department or any Local authorities and favourable orders may be issued to the -- petitioner at an early date to enable him to proceed with the work of attending to several - details for which act of kindness the petitioner will ever pray.

Madras, 9th November

15-11-32
1119

From,

M.R.Ry.. Lodd Govindas Varu,

"Govind Palace,"

Mount Road,

Madras.

To,

The Honorable Rajakarya prasaktha
Dewan Bahadur, Mr.V.Krishna Rao Garu,

Member - in - Council,

Government of Mysore,

Bangalore City.

The petition of M.R.Ry., Sowcar Lodd Govindas Varu, Zamindar, "Govind Palace," Mount Road P.O. Madras respectfully sheweth:--

The lands endowed to the temple of Laldas Venkatramanaswamy by the ancestors of the -- Petitioner M.L.Lodd Govindas do not come under -- the category of Devadayam as it is clear that -- Devadayam means lands granted by the Government itself. Such lands alone are called Devadayam. The Petitioner brings to the notice of the -- Government that there is not any instance to -- show that the endowments made by the private -- parties are called as Devadayam. In this case it is clear from the statement given by M.Lamodar-das in the Inam records that these are not Deva-dayam. It should be noted that the quit rents on these lands are being paid from time to time. The Devadayam lands are never taxable as indicated in the Mysore Muzrai Manual, Chapter III, page 46. Hence it cannot be considered as endowment made

made by the Government as represented by the -- Mukhtiarkar department. Such being the case the -- Government should be pleased to find that the view taken by the Mukhtiarkar department as incorrect and contrary to law and practice.

No cash grain which is said to be paying to the Mukhtiarkar of City, ignoring the claims of no other body in the same -- to be without the knowledge or consent of the petitioners body is sufficient to prove how the Mukhtiarkar has been able to manipulate such a thing for his individual benefit without any benefit to the body and the members of the family of the petitioners. Some of the responsible for such a thing on the part of the Mukhtiarkar. The petitioners submit that he cannot be responsible for such an act behind the back of the petitioner. The Mukhtiarkar department failed to show any receipt or acknowledgement given by the petitioner's body for having received any such amount. As there are two, apartments in the same building the Mukhtiarkar has been only one body Mukhtiarkar having been given to have received such small sum of Rs.1///- without the knowledge or consent of the petitioners. Finally respectfully submit that the petitioners are entitled to the whole of the rights of Mukhtiarkar department specially in view of the fact that the petitioners family have been in the enjoyment of the rights and the enjoyment arose from their family for the past two and a half centuries and more.

Under these circumstances it is not -- proper that this private temple should be called

called as a Huzrai institution. The petitioner thanks the Government for acknowledging the -- fact that this institution known as Jaldas -- temple has been under the sole management of the petitioner's family for the past one and a half centuries.

If the Government of Mysore will not disturb the succession and management of the temple solely vested with the petitioner as -- Dharmakarta including appointing archakas, farmers, subordinate servants and managing all the affairs of the temple etc. he is willing to make necessary arrangements to improve the -- temple, but the Government of Mysore may have a general supervision about cleanliness and daily pooja of the temple.

It may be noted that as long the full discretion is continued to be exercised with the petitioner, it will be impossible to invest his agency, in the affairs of the temple improvement especially when some irresponsible persons and petty servants like archaka come forward and -- create troubles by making any misrepresentation as they like as has been attempted to thwart the management of the petitioner out of sheer ill-will. The petitioner feels highly dissatisfied that while in the year 1929 he made necessary - arrangements with heavy expenditure to perform the Pattabhishekam of Java xxxxxx it was put a stop to by the local authorities of the Huzrai department at the instigation of mischief makers out of jealousy. The printed card of invitation is also herein enclosed for perusal.

The petitioner is very thankful to the Government for their having recognised the association of the petitioner's family with the temple and the management by the members of the petitioner's family, for the past three generations.

The petitioner once again prays that if the sole management is continued without the interference of the Local Authorities, he is ready to do necessary arrangements to improve the temple at an early date.

Under these circumstances it is prayed that in the interests of justice it is necessary that the Government should be cleared to hold that the temple is a private temple and that the management of the petitioner's temple continues as before without any interference on the part of the Local Department or any Local Authorities and favourable orders may be issued to the petitioner at an early date to enable him to proceed with the work of attending to several details for which act of kindness the petitioner will ever pray.

L. Jeevidas

G 22
Mug 17-31 - 11

13th December 2

14-th

The

Mr. Lodd Govindas,
Govind Palace, Mount Road,
M a d r a s.

With reference to your petition dated 9th November 1932 re. the management of Sri Venkataramanaswami temple, Jamkhanpet, Bangalore City, I am directed to state that in regard to the point now raised ~~in~~ by you, you have been -- distinctly given to understand on 25th July 1932 when the appeal preferred ~~by~~ you was heard before the First Member of Council, ~~that~~ your proprietory claims to the temple could not be entertained and to enquire when the scheme of administration of the affairs of the Institution with yourself as the Manager ~~offered~~ offered to be submitted by you may be expected in this office.

Yours faithfully,

For Financial Secretary to Governme

GS

FG—1]

BJECT .....

.....

.....

Section Mez

File No. 17 – 31

Serial No. 11

Diary No. of letter replied to .....

No. 92

To

My Lord Govindas
Govind Palace
Mount Road
Madras

General and Revenue Secretariat

( )

the *193* .

Date of issue 14th Dec 31.

Signed by Mudaliar Chetty

Sir,

With reference your
petition dated 11.32 Re: The
Management of Sri
Venkata Ramanaswami
Temple Tandhanpet
Bunpuneeth, I am
directed to state
that you offered on
the 25th July 32 when the
appeal preferred by you
was heard before the

12-DEC

ures .....

d to the point now
raised by you. You have been
Secretary's ... on 25.7.32
When the

Examined by .....

accelerate of council ~~to submit~~

~~to~~ School of administration of the

affairs of the Institution with

yourself as the Manager, offered to be taken

~~I have it determined to do this.~~

~~and to enquire~~

~~Your time to be glad to know when~~

~~the~~ said scheme may be expected

in this office.

Yours faithfully,

29/11/32 For secretary

Ag dept

GS
mcm

Lodd Govindas
ZAMINDAR,

OFFICE OF THE FINANCIAL SECRETARY TO GOVERNMENT
8 FEB. 1933
No. M 1...

Mysore 17-31-1

"Govind Palace"
MOUNT ROAD,
Madras, 6th February 1933.

(Without prejudice.)

GENL. & REV. SECRETARIAT
863
9 FEB. 1933
MUZRAI.

To,

Rajakaryaprasaktha Dewan Bahadur
M.N.Krishna Rao Garu,
1st Councillor,
through the Financial Secretary
to the Government of His Highness the Maharajah of Mysore,
Bangalore.

Dear Sir,

(1) With reference to the letter No.922/Muz. 17-31 dated 13/14th December 1932 asking me to send a scheme regarding my Laldas Venkatramanaswami temple, Chickpet, Bangalore City, I beg to state, since your Government has kindly recognised my assertion with the same and that you were also kind enough to assure me that the Local Muzrai department or the Government will not interfere with the investment I make, I propose to construct a building on the vacant land situated on the southern and eastern sides of the temple on the following conditions.

(2) With a view to facilitate matters, may I bring to your notice as suggested by the Local -- officers of the Muzrai department on previous occasions, for satisfying all legal purposes, it will be a proper thing to formally convey to me the land to the extent of about 3 or 4 grounds (a ground means 60 ft X 40 ft) situated on the southern

and eastern sides of the temple at the rate of Rs.500/- per ground and the sale amount to be invested in Mysore Government Savings Bank or Mysore Government Bonds for utilising the interest accrued thereon for the benefit of the temple.

or

3 In the alternative the above piece of land may be formally conveyed to me without receiving any amount from me /~~xxxxxxxxxx~~ by the Government of Mysore so that I may proceed with the construction of the building without apprehending any future trouble or interference by the Muzrai department or anybody as regards the investment. You will kindly see that such a safeguard is necessary for enabling me to make investment on the building especially when the Muzrai department has caused some trouble of late.

4 You will see that in the latter case a portion of the amount realised from the buildings will be -- utilised by me for the benefit of the temple. My only fear is that after making large investment there should be no ~~trouble~~ interference on the part of anybody or the local Muzrai authorities lest after making investment I may be handicapped. On your kindly sending me a -- formal assurance that apart from the sole management the temple to be continued by me, though my proprieto right has to be considered later on, yet so far as the construction of the buildings by me on the land is concerned it shall be absolutely under my ownership

and control so that I may be tempted to further improve and I may be inclined to freely make larger and larger investment and do whatever that lies in my power in the interest of our family God. You will kindly see that a good deal has to be done in regard to the improvement of the temple buildings, on one side,

(2) the improvement of the Garden,
(3) the construction of several vanamams,
(4) the location of a lecture hall or Bhajana Mandir
(5) a Library comprising of devotional works,
(6) a strong room having an iron safe for keeping the jewellery of God,
(7) a set of vessels for God's use,
(8) a provision room
(9) and a cooking compartment,

all these things have to be attended to, which means a decent sum of money required for these various purposes.

I request you to please note that the Ashta Digbandanam of the Siva Deity, as already arranged long ago has to be performed.

You may be assured that everything will be supervised by me or by my official who will be in charge of the temple with the following establishment:--

(a) One Manager (Honorary or otherwise)
(b) Two Archakas (one for Siva and one for Vishnu).
(c) a Gardner and a watchman.

The salaries of these persons will have to be fixed from the income.

No doubt the Government may supervise the -- worship and cleanliness of the temple whenever they require. I therefore request you to be so good as to issue a favourable order as may be helpful to me and necessary.

As the Ashta Digbandhanam ceremony of Siva -- Deity is to take place in the present Maghamasam or I request that this scheme may be approved and sent to me early so as to make necessary arrangements.

Thanking you in anticipation and with due regards.

I remain,

Yours truly,

L. Govindas

Before the Government of His Highness the Maharaja of Mysore.

Muzrai Appeal No. 1 of 1931-32.

Appellant.		Respondent.
Mr. Lodd Govindas, Mount Road, Madras.	Vs.	Archak Ramachar and others.

Subject.

Appeal against the order of the Muzrai Commissioner in Muzrai Case No. 2209 of 1928-29 in the matter of the management of Sri Lalgudi Venkatarama Iyengar Temple, near Jamalamma Bangalore City.

This case was heard on 25th July 1932.

The appellant Mr. Lodd Govindass was present with his Advocate Mr. A. L. Nagesa Iyer. The respondent Archak Ramachar was not present.

The contentions of the appellant are mainly two: namely, (1) the land Inam grant to the temple was made by his family and that the institution should, therefore, be considered as his private property, and (2) the cash Inam grant was not made for or made to the by him and that its receipt by the Archak of the temple should not affect his proprietary rights in the institution.

Both these contentions are untenable. The Inam Settlement dated 30th April 1876 makes it quite clear that the land given as a devadaya Inam was the property of Venkatarama Iyengar and 16 agraharesses. The cash grant dated 1-6-1865 was an Inam for Gopalaswami Venkatarama Iyengar Temple and it is said to be a very ancient one, consecrated on 10th October 1875. The temple is unquestionably a Muzrai institution under section 2 of section VII of 1927 and it must, therefore, be managed and controlled by the Muzrai authorities. The appellant's family does not appear to have any pecuniary interest in the

institution, and the use of parts of the temple premises residential purposes by agents and others, the unsettlement of the pedestal of the idol of Gangadhareswara or Jalakanteswara, and, the absence of arrangements for the worship of this idol for nearly 30 years, are some of the proved instances of mismanagement. The appellant's family has been in charge of the institution for a very long time and its association with the temple might be permitted if it shows more interest in the management than it has done in the past. When the appellant was given to understand that his proprietary claims could not be entertained and that his association with the institution could only be, if permitted, in the capacity of a manager, he offered to submit a scheme of administration of the affairs of the institution with himself as its Manager. He submitted a scheme with his letter date 6th February 1933 and in it he urges again that his proprietary right in the temple and its properties should be recognised and states that the ownership of the building he proposes to construct on a part of the land belonging to the temple, should absolutely vest in him. These proposals of the appellant can-not be entertained. The orders passed by the Muzrai Commissioner must, in these circumstances, stand. The appeal is dismissed.

Memo No. 1423/Muz 17-31-13 & 10—4—33
Copy of the above is forwarded with compliments to the Muzrai Commissioner in Mysore, returning records received with his letter No. 137/31-32, dated 16th December 1931.

By Order,

for Financial Secretary to Government

Memo No. 1424 & 10—4—33
Copy to Mr. A.R. Nageswara Iyer, B.A., B.L., Advocate, for the appellant.

By Order,

for Financial Secretary to Government

Memo No. 1425 —4—33.
Copy to Lodd Govindas Zamindar, Govind Palace, Mount Road, Madras.

By Order,

for Financial Secretary to Government

G.S

G.O. No. 982

79

Before the Government of His Highness the Maharaja of Mysore.

MUZRAI APPEAL No. 1 of 1931-32.

Appellant.	vs.	Respondent.
Mr. Lodd Govindas, Mount Road, Madras.		Archak Ramachar and others.

Subject.

Appeal against the order of the Muzrai Commissioner in Muzrai Case No. 2209 of 1928-29 in the matter of the management of Sri Laldoss Venkataramanaswami Temple, near Jamkhanpet, Bangalore City.

This case was heard on 25th July 1932.

The appellant Mr. Lodd Govindoss was present with his advocate Mr. A.R.Nageswara Iyer. The respondent Archak Ramachar was not present.

The contentions of the appellant are mainly two: namely, (1) the land Inam grant to the temple was made by his family and that the institution should, therefore, be considered as his private property, and, 2) the cash Inam grant was not applied for or accepted by him and that his receipt by the Archak of the temple should not affect his proprietary rights in the institution.

institution.

Both these contentions are untenable. The Inam Settlement dated 8th April 1876 makes it quite clear that the land grant is a Devadaya Inam for the benefit of Venkataramanaswami and Gangadhareswara. The cash grant of Rs 17-7-6 per annum is for Laldoss Venkataramanaswami Temple and it appears to be a very ancient one, confirmed on 30th October 1875. The temple is undoubtedly a Muzrai institution under Section 2 of Regulation VII of 1927 and it must, therefore, be amenable to control by the Muzrai Department. The appellant's family does not appear to have taken much interest in the management of the institution, and the use of parts of the temple premises for residential purposes by agents and others, the unsettlement of the pedestal of the idol of Gangadhareswara or Jalakanteswara, and, the absence of arrangements for the worship of this idol for nearly 20 years, are some of the proved instances of mismanagement. The appellant's family has been in charge of the institution for a very long time and its association with the temple might be permitted if it shows more interest in the management than it has done in the past. When the appellant was given to understand that his proprietary claims could not be entertained and that his association with the institution could only be, if permitted, in the capacity of a manager, he offered to submit [illegible] of administration of [illegible] affairs [illegible]

institution with himself as its Manager. He submitted a scheme with his letter dated 6th February 1933 and in it he urges again that his proprietary right in the temple and its properties should be recognised and states that the ownership of the building he proposes to construct on a part of the land belonging to this temple, should absolutely vest in him. These proposals of the appellant can not be entertained. The orders passed by the Muzrai Commissioner must, in these circumstances, stand. The appeal is dismissed.

Encls. 2 files. 1423 Mu 3 17-31-13 & 10-4-33

Copy to the Muzrai Commissioner returning records received with his letter No.137/31-32 dated 16th December 1931.

B.O.

5/4 for Finl. Secy.

Mu 5/4/33

1424 & 10-4-33

Copy to Mr. A.R.Nageswara Iyer,B.A., B.L., Advocate for the appellant.

B.O.

5/4 for Finl. Secy.

1425 & 10-4-33

Copy to Mr. Lodd Govindoas, Zemindar, Govind Palace, Mount Road, Madras.

B.O.

5/4 for Finl. Secy.